

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Ravin BALAKRISHNAN, et al.

Serial No. 09/539,872

Group Art Unit: 2671

Confirmation No. 9242

Filed: March 31, 2000

Examiner: Kimbinh T. Nguyen

For: A SYSTEM FOR CREATING AND MODIFYING CURVES AND SURFACES

COMMENTS REGARDING STATEMENT OF REASONS FOR ALLOWANCE

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The Examiner provided a Statement of Reasons for Allowance in which the Examiner indicated the claims were allowed based on certain features.

MPEP §1302.14 states, in part:

Where specific reasons are recorded by the examiner, care must be taken to ensure that statements of reasons for allowance (or indication of allowable subject matter) are accurate, precise and do not place unwarranted interpretations, whether broad or narrow upon the claims. The examiner should keep in mind the possible misinterpretations of his or her statement that may be made and its possible estoppel effects.

In the statement, the Examiner characterizes certain features of the claims were the Examiner states that the "prior art does not teach" such features. It is submitted that the Examiner's statement is not an accurate quote with respect to each of the allowed claims. It is further submitted that the claims speak for themselves and should not be interpreted based on the Examiner's characterizations of same. It is submitted that the claims provide their own best evidence as to the reasons for allowance.

In summary, it is submitted that the Examiner's Statement "raises possible misinterpretations... and possible estoppel effects" (M.P.E.P. §1302.14) and is therefore improper and should be disregarded.

Respectfully submitted,

STAAS & HALSEY LLP

Date: June 28, 2007

By: /J. Randall Beckers/
J. Randall Beckers
Registration No. 30,358

1201 N.Y. Ave. N.W. Ste. 700
Washington, D.C. 20005
(202) 434-1500